



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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April 27, 1999

Patrick Collins, Resident Agent
Nevada Electric Investment Company
c/o Mt. Nebo Scientific
P. O. Box 337
Springville, Utah 84663

James W. Scott
3637 North Meridian Street, Suite 100
Indianapolis, Indiana 46208-4233

Re: Permit Transfer from NEICO to WCP Development, LLC, NEICO, Wellington
Preparation Plant, ACT/007/012-TR99, Folder #2, Carbon County, Utah

Dear Messrs. Collins and Scott:

The permit transfer application for the Wellington Preparation Plant from NEICO to WCP Development, LLC has some deficiencies that must be addressed and are as follows:

It is stated that the surety bond will be provided by Clearwater Environmental, Inc., but that WCP Development, LLC. will be the permittee. This bond must be provided by the permittee (or the applicant, see R645-301-820.100).

The right of entry indicates EARTHCO, not WCP Development, LLC, as is required by R645-301-114.100. This rule states that, "an application will contain a description of the documents upon which the applicant bases their legal right to enter." WCP Development, LLC is a separate entity from EARTHCO and is not 100% owned by EARTHCO.

Please submit a notarized statement from NEICO that this permit transfer is being requested. Both parties, the current and proposed permittee must sign notarized statements that this permitting action is being requested.

The Acord Form, Certificate of Liability Insurance indicated a \$1000 deductible for bodily injury and property damage, which is essentially self insurance. Pursuant to R645-301-890.400, self insurance may not be accepted. Please correct.

WCP Development, LLC is not registered with the Department of Commerce to do business in the state of Utah and must be. Please submit this verification.

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Please call if you have any questions.

Sincerely,



Pamela Grubaugh-Littig
Permit Supervisor

tam

cc: Paul Baker
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